

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

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| In the Matter of |) | |
| |) | |
| Enforcement Bureau Provides Further |) | |
| Guidance to Interconnected Voice Over |) | |
| Internet Protocol Service Providers |) | CC Docket 05-196 |
| Concerning Enforcement of Subscriber |) | |
| Acknowledgement Requirement |) | |
| |) | |

**September 22, 2005 Subscriber Notification and Acknowledgement Status and
Compliance Report of UniPoint Enhanced Services, Inc. (d/b/a PointOne)**

In accordance with the Public Notice released by the Federal Communications Commission (FCC) on August 26, 2005,¹ in the above referenced docket, UniPoint Enhanced Service Inc. (d/b/a PointOne) hereby files this update to the Subscriber Notification and Acknowledgement Status and Compliance Report (Third Report)

This Third Report describes the follow-up actions that PointOne has taken to obtain subscriber acknowledgement as required by the FCC's *VoIP E911 Order*.²

As required by the FCC's *Second VoIP E911 Enforcement Notice*, PointOne submits the following information:

1. As stated in the Second Report, PointOne notified all of its end user subscribers as well as its wholesale customers and issued warning stickers to all subscribers prior to the July 29, 2005 FCC deadline.
2. As of September 22, 2005, approximately seventy five (75) percent of subscribers or customers have affirmatively acknowledged receipt of the notice. PointOne expects that less than ten (10) percent of its subscribers will not provide an affirmative acknowledgment by September 28, 2005. This estimation does not

¹ *Enforcement Bureau Provides Further Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning Enforcement of Subscriber Acknowledgement Requirement*, Public Notice, DA 05-2358, WC Dockets No. 04-36 and 05-196, (rel. Aug 26, 2005) (*Second VoIP E911 Enforcement Notice*).

² *IP-Enabled Services and E911 Requirements for IP-Enabled Service Providers*, First Report and Order and Notice of Proposed Rulemaking, 2005 WL 1323217, FCC, (rel. Jun 3, 2005) (*VoIP E911 Order*).

include the end-user subscribers to services offered by wholesale customers of PointOne where PointOne does not have access to end-user subscriber information.

3. PointOne plans to continue its efforts to obtain acknowledgement by e-mail, U.S. mail, fax, or phone call with subscribers that have not affirmatively acknowledged notification. PointOne will continue to take all feasible action to obtain remaining subscriber acknowledgments. PointOne will take appropriate action consistent with the FCC requirements, contractual provisions, and state and federal law, by September 28, 2005 or such other date as may be established by the FCC for those remaining subscribers not acknowledging by such date.
4. As of September 22, 2005, PointOne continues to evaluate the technical, operational, and economic feasibility of soft or warm disconnects as described in the *Second VoIP E911 Enforcement Notice*.

Respectfully Submitted,

By /s/ Staci L. Pies

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